GAHC010218702026

2026:GAU-AS:15979

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Bail Appln./3121/2026

BASIR ALI ALIAS BASER ALI AND ANR
S/O MAKBUL HUSSAIN R/O 5 NO BARUAJHAR P S DALGAON DISTRICT DARRANG ASSAM

2: NOUSAD ALI
S/O JUBBER ALI R/O PACHIM PADOKHAT P S DHULA DISTRICT DARRANG ASSA

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP, ASSAM

Advocate for the Petitioner : MR. R P HAZARIKA, TUN RAJKHOWA

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : ***02.11.2026***

Heard Mr. R. P. Hazarika, learned counsel for the accused applicants. Also heard Mr. K. K. Das, learned Addl. Public Prosecutor for the State of Assam.

2. This is an application filed under Section 483 of the Bharatiya Nagarik

Suraksha Sanhita (BNSS), 2023, praying for grant of bail to the accused applicants in connection with Changsari P.S. Case No. 214/2026, registered under Sections 303(2)/317(2) of the BNS, 2023, read with Sections 11(1)(a)/11(1)(d) of the Prevention of Cruelty to Animals Act and Section 13(1) of the Assam Cattle Preservation Act, 2021.

3. It is stated that the accused applicants were arrested on 26.08.2026 in connection with a cattle transportation case. It is further stated that the accused applicants are the drivers of the vehicles used for transporting the cattle, which have been recovered by the police.

4. Learned counsel for the accused applicants submits that the accused applicants have already been behind the bars for the last 68 days and the mandatory period has already expired. Therefore, he prays that the accused applicants be released on default bail.

5. The learned Addl. P.P. confirms that the accused applicants have been behind the bars for the last 68 days.

6. Taking into account the facts of the case, it is directed that the accused applicants shall be released forthwith on default bail upon furnishing bail bonds of Rs.20,000/- (Rupees Twenty Thousand only) each, with one surety of a like nature, to the satisfaction of the learned Chief Judicial Magistrate, Kamrup, subject to the following conditions:

(i) that the accused applicants shall cooperate with the investigation and shall appear before the I.O. as and when called for;

(ii) that the accused applicants shall not, directly or indirectly, make any

inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade such person from disclosing such facts before the Investigating Officer; and

(iii) that the accused applicants shall not hamper or tamper with the investigation in any manner whatsoever.

7. In view of the aforesaid directions, the instant bail application stands disposed of as allowed.

JUDGE

Comparing Assistant